

OFFICE OF STATE EMPLOYMENT RELATIONS

Budget Summary							
Fund	2002-03 Base Year Doubled	2003-05 Governor	2003-05 Jt. Finance	2003-05 Legislature	2003-05 Act 33	Act 33 Change Over Base Year Doubled Amount	Percent
GPR	\$0	\$0	\$9,036,200	\$9,036,200	\$9,036,200	\$9,036,200	N.A.
PR	<u>0</u>	<u>0</u>	<u>2,519,400</u>	<u>2,519,400</u>	<u>2,519,400</u>	<u>2,519,400</u>	N.A.
TOTAL	\$0	\$0	\$11,555,600	\$11,555,600	\$11,555,600	\$11,555,600	N.A.

FTE Position Summary						
Fund	2002-03 Base	2004-05 Governor	2004-05 Jt. Finance	2004-05 Legislature	2004-05 Act 33	Act 33 Change Over 2002-03 Base
GPR	0.00	0.00	52.00	52.00	52.00	52.00
PR	<u>0.00</u>	<u>0.00</u>	<u>6.50</u>	<u>6.50</u>	<u>6.50</u>	<u>6.50</u>
TOTAL	0.00	0.00	58.50	58.50	58.50	58.50

Budget Change Item

1. OFFICE OF STATE EMPLOYMENT RELATIONS

Joint Finance: Modify the Governor's recommendations relating to the Department of Employment Relations (DER) as follows: (a) eliminate the Department of Employment Relations, as recommended by the Governor, but instead of transferring those functions into DOA, create a new statutory entity: the Office of State Human Resources Management; (b) transfer the staff remaining after the base budget reductions to DER to the new Office; (c) as itemized under the individual entries under DER, transfer net funding of \$4,518,100 GPR in 2003-04 and in 2004-05, and \$1,242,200 PR in 2003-04 and \$1,277,200 PR in 2004-05 to the new Office; (d) transfer 52.00 GPR and 6.50 PR FTE to the new Office; (e) also transfer an estimated \$6,300 GPR-Earned to the new Office; (f) provide that the Office be attached to DOA under s. 15.03 for limited administrative support purposes; (g) specify that the Office be headed by a Director in the unclassified service [ESG 6] who would be appointed by the Governor, subject to Senate confirmation; (h) create appropriations for the Office similar to those that would have been

	Funding	Positions
GPR	\$9,036,200	52.00
PR	<u>2,519,400</u>	<u>6.50</u>
Total	\$11,555,600	58.50

established under DOA, but as a separate agency listing in the appropriations schedule and funded at the levels provided after all other actions of the Committee on the Department of Employment Relations have first been taken into account (base budget reductions and other changes); (i) place the current employment relations functions under Subchapter V of Chapter 111 and under Chapter 230 of the statutes, that are currently the responsibility of the DER Secretary, with the Director of the new Office of State Human Resources Management; (j) statutorily establish three Divisions within the new Office: a Division of Merit Recruitment and Selection; a Division of Compensation and Labor Relations; and a Division of Affirmative Action; (k) retain all of the current statutory duties and responsibilities for the Division of Merit Recruitment and Selection and its Administrator as under current law; (l) provide that each division be headed by an unclassified division administrator; (m) authorize the Director of the Office to appoint the administrators of the Divisions of Compensation and Labor Relations and Affirmative Action; (n) specify that the position of Administrator of the Division of Merit Recruitment and Selection be appointed by the Governor, subject to civil service examination process, and be confirmed by the Senate, using the same process as under current law; (o) authorize a total of three unclassified division administrator positions for the Office and also authorize the Office Director to have an unclassified executive assistant (ESG 4); (p) provide session law authority for the Director of the new Office to, during the 2003-05 biennium, convert one existing classified positions transferred to the new Office from DER, upon such a position becoming vacant, to become the unclassified position for the executive assistant; and (q) provide the standard employee and program transfer provisions and rights. [See "Employment Relations" for more information.]

All of these provision would become effective on the 30th day following publication of the biennial budget act. Session law language would permit the Department of Employment Relations to expend funds from its existing appropriations for 30 days following the effective date of the bill on a proportionate basis.

Senate/Legislature: Include provision but with the modification that, on the effective date of the budget act, the Office of State Human Resources Management - as created by the budget act - is renamed to be the "Office of State Employment Relations." Further, require that the Revisor of Statutes incorporate the name "Office of State Employment Relations" in all the appropriate places in the 2003-04 Wisconsin statutes.

Veto by Governor [D-20 and D-21]: Modify the provision as follows.

Appointment of Director. Delete the requirement that the Governor's appointment of a Director of the Office of State Employment Relations be subject to confirmation by the Senate.

Creation of Statutory Divisions. Delete the provisions which require the establishment of a Division of Affirmative Action and a Division of Compensation and Labor Relations within the new Office as well as the provisions that each such division be headed by an administrator in the unclassified service to be appointed by the Director of the Office. The partial veto also deletes specified activities for the new Division of Affirmative Action but retains those specified activities as duties that the Director of the new Office must assign to a required affirmative

action subunit within the Office that the Director must establish. [Note: Under SB 44, 4.0 FTEs plus an unclassified division administrator position were budgeted for the proposed Division of Affirmative Action].

[Act 33 Sections: 12, 13, 20, 25, 28, 87s, 97d, 101 thru 105, 107, 140, 141d, 164, 169, 171, 174, 201, 279, 619 thru 621, 623 thru 631, 646m, 691, 708 thru 719, 721, 729m, 730, 732, 735, 735m, 930, 931, 936, 1005, 1010, 1015, 1016, 1093, 1142, 1448, 1523, 1558, 1626, 1627, 1987m thru 1990m, 1992e, 1992m, 1992s, 2060, 2368, 2377, 2384e, 2384m, 2386e, 2386m, 2386s, 2387e thru 2387w, 2389d thru 2390w, 2391c thru 2392, 2396, 2404m, 2406 thru 2410, 2412 thru 2417s, 2422g, 2422r, 2427g, 2427r, 2441, 2442, 2489, 2726, 2733, 2798, 9118(1b)&(2), 9160(4q), 9218(1q), and 9418(1b)]

[Act 33 Vetoed Sections: 97d and 2390d]